IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP NO.16895 of 2006

DATE OF DECISION: October 26, 2006

Dr.Bakhshish Singh

….Petitioner

VERSUS

Union of India and others

…..Respondents

CORAM:- HON'BLE MR. JUSTICE VINEY MITTAL
HON'BLE MR. JUSTICE H.S. BHALLA

PRESENT: Shri N.C.Doabia, Advocate for the petitioner.

Viney Mittal,J.(Oral).

The petitioner has approached this Court for the issuance of directions to respondent No.4 to consider the case of the petitioner on merits for the selection of dealer for retail outlet at the location Mooranwali, District Hoshiarpur in response to the advertisement dated February 13, 2004 (reserved fro Scheduled Caste candidate).

After hearing the learned counsel for the petitioner and taking into consideration the averments made by the petitioner in the present petition, we find that before approaching this Court, the petitioner has not served any notice of demand of justice upon the respondents claiming the relief which has been sought by him before this Court.

It is well settled that a writ of Mandamus by any person cannot be sought unless and until a prior notice of demand of justice

has been served upon the competent authority requiring the requisite relief.

In this view of the matter, we find that the present petition is wholly pre-mature. The same is accordingly dismissed.

However, the petitioner would be at liberty to approach the respondents at the first instance requiring the relief which has sought before this Court.

(Viney Mittal)
Judge

October 26, 2006
KD

(H.S. Bhalla)
Judge